


GP26442
#2
J.D.
3-18-02

Washington, D.C. 20231, on 12



Sue Bromaghin

Sue Bromaghin

(Date)

In re Application of:

Group Art Unit: 2644

Examiner: *Unknown*

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**For: Adaptation of Audio Data Files
Based on Personal Hearing Profiles**

Commissioner of Patents
Washington, D.C. 20231

The undersigned ASSIGNEE of the entire interest in the above-identified application for letters patent hereby appoints:

to prosecute this application and transact all business in the United States Patent and Trademark Office in connection therewith and hereby revokes all prior powers of attorney; said appointment to be to the exclusion of the inventors and the inventors' attorneys in accordance with the provisions of 37 C.F.R. § 3.71.

The following evidentiary documents establish a chain of title from the original owner to the Assignee:

X the Assignment recorded on 09 April 2001 at reel 011690, frames 0108-0112; and.

X a copy of an Assignment attached hereto, which Assignment has been (or is herewith) forwarded to the Patent and Trademark Office for recording; or

___ the Assignment recorded on _____ at reel _____, frames _____.

Pursuant to 37 C.F.R. § 3.73(b) the undersigned Assignee hereby states that evidentiary documents have been reviewed and hereby certifies that, to the best of ASSIGNEE's knowledge and belief, title is in the identified ASSIGNEE.

Direct all telephone calls to Mark A. Haynes, Esq., at (650) 712-0340.

Address all correspondence to:

Customer Number 22470

Mark A. Haynes, Esq.
HAYNES BEFFEL & WOLFELD LLP
P.O. Box 366
Half Moon Bay, CA 94019
(650) 712-0340 (phone)
(650) 712-0263 (fax)



22470

PATENT TRADEMARK OFFICE

ASSIGNEE: SOUND ID, INC.

Signature: CL Pol

Name: Chas Pavlovic, Ph.D.

Title: Executive Vice President, Research & Development

Date: Nov-1, 2001

COPY



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

JUNE 26, 2001

PTAS

CARR & FERRELL, LLP
JOHN D. HENKHAUS
2225 EAST BAYSHORE ROAD, SUITE 200
PALO ALTO, CALIFORNIA 94303



101684010A

UNITED STATES PATENT AND TRADEMARK OFFICE
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RECORDATION DATE: 04/09/2001

REEL/FRAME: 011690/0108
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

MOULINE, ALI

DOC DATE: 03/29/2001

ASSIGNEE:

CANDO, INC.
479 EAST EVELYN AVENUE
SUNNYVALE, CALIFORNIA 94086

SERIAL NUMBER: 09728623
PATENT NUMBER:

FILING DATE: 12/01/2000
ISSUE DATE:

JEEVON JONES, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

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FORM PTO-1619A
Expires 06/30/99
OMB 0651-0027

04-23-2001

U.S. Department of Commerce
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101684010

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Submission Type

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☐ Correction of PTO Error
Reel # Frame #

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Reel # Frame #

Conveyance Type

☒ Assignment ☐ Security Agreement

☐ License ☐ Change of Name

☐ Merger ☐ Other

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Conveying Party(ies)

☐ Mark if additional names of conveying parties attached

Name (line 1) Mouline, Ali

Execution Date
Month Day Year

03292001

Name (line 2)

Second Party

Name (line 1)

Execution Date
Month Day Year

Name (line 2)

Receiving Party

☐ Mark if additional names of receiving parties attached

Name (line 1) CanDo, Inc.

☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Name (line 2)

Address (line 1) 479 East Evelyn Avenue

Address (line 2)

Address (line 3) Sunnyvale

CA

94086

City

State/Country

Zip Code

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

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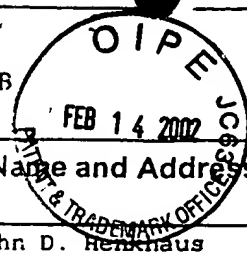
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OMB 0051-0027

Page 2

U.S. Department of Commerce
Patent and Trademark Office
PATENT



Correspondent Name and Address

Area Code and Telephone Number

(650) 812 - 3400

Name John D. Henkhaus

Address (line 1) Carr & Ferrell, LLP

Address (line 2) 2225 East Bayshore Road, Suite 200

Address (line 3) Palo Alto, California 94303

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document
including any attachments.

3

Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

09728623

Patent Number(s)

If this document is being filed together with a new Patent Application, enter the date the patent application was
signed by the first named executing inventor.

Month Day Year

Patent Cooperation Treaty (PCT)

Enter PCT application number
only if a U.S. Application Number
has not been assigned.

PCT PCT PCT
PCT PCT PCT

Number of Properties

Enter the total number of properties involved.

1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): \$

40.00

Method of Payment:
Deposit Account

Enclosed ☒ Deposit Account ☐

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

06-0600

Authorization to charge additional fees:

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To the best of my knowledge and belief, the foregoing information is true and correct and any
attached copy is a true copy of the original document. Charges to deposit account are authorized, as
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John D. Henkhaus, Reg. No. 42,656

Name of Person Signing

Signature

Date

John D. Henkhaus

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PATENT



For: ☒ U.S. and/or ☒ Foreign Rights
For: ☒ U.S. Application or
 ☐ U.S. Provisional Application
For: ☐ U.S. Patent
For: ☐ PCT Application
By: ☒ Inventor(s) or ☐ Present Owner

ASSIGNMENT OF INVENTION

In consideration of the payment by ASSIGNEE to ASSIGNORS of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

ASSIGNORS:

Ali Mouline

FIRST NAMED INVENTOR

804 E. Dana St.

Address

Mountain View, CA 94041

hereby sell, assign and transfer to

ASSIGNEE:

CanDo, Inc.

ASSIGNEE

479 East Evelyn Avenue

Address

Sunnyvale, CA 94086

U.S.A.

and the successors, assigns and legal representatives of the ASSIGNEE

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(complete one of the following)

☒ the entire right, title and interest
☐ an undivided _____ percent (_____ %) interest
for the United States and its territorial possessions

☒ and in all foreign countries, including all rights to claim priority,
in and to any and all improvements which are disclosed in the invention entitled:
Adaptation of Audio Data Files Based on Personal Hearing Profiles

Name of inventor(s) Ali Mouline

and which is found in (37 C.F.R. § 3.21)

- (a) ☐ U.S. patent application executed on even date herewith
(b) ☐ U.S. patent application executed on _____
(c) ☐ U.S. provisional application naming the above inventor(s) for the above-entitled invention.

☐ Serial no.: _____
Mailed: _____

(d) ☒ U.S. application no. 09 / 728,623
filed on December 1, 2000

(e) ☐ International application no. PCT/ _____ / _____

(f) ☐ U.S. patent no. _____ issued _____

☐ A change of address to which correspondence is to be sent regarding patent maintenance fees is being sent separately.

(g) ☐ and any legal equivalent thereof in a foreign country, including the right to claim priority

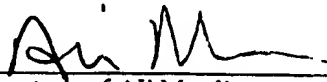
and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to letters patent any reissue or re-examination thereof.

ASSIGNORS hereby covenant that no assignment, sale, agreement or encumbrance has been or will be made or entered into which would conflict with this assignment.

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ASSIGNORS further covenant that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNORS and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

Date: 3/29/2001



Signature of Ali Mouline

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Please type a plus sign (+) inside this box → ☐

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/728,623
Filing Date	December 1, 2000
First Named Inventor	Ali Mouline
Group Art Unit	2644
Examiner Name	unknown
Attorney Docket Number	PA1525US

Total Number of Pages in This Submission 8

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ENCLOSURES (check all that apply)

- ☒ Fee Transmittal Form
- ☒ Fee Attached
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- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
- ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☒ Assignment Papers (for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) _____

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
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- ☐ Status Letter
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Remarks

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
or
Individual name

Carr & Ferrell, LLP Cust. No. 22830

Signature

John Henkhaus

Date

4/4/01

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: April 4, 2001

Typed or printed name

John D. Henkhaus, Reg. No. 42,656

Signature

John D. Henkhaus

Date

4/4/01

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FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)**40.00**

Complete If Known

Application Number	09/728,623
Filing Date	December 1, 2000
First Named Inventor	Ali Mouline
Examiner Name	unknown
Group Art Unit	2644
Attorney Docket No.	PA1525US

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METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number: **06-0600**
Deposit Account Name: **Carr & Ferrell, LLP**

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17
☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:
☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	710	201	355	Utility filing fee	
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$)**0**

2. EXTRA CLAIM FEES

		Extra Claims	Fee from below	Fee Paid
Total Claims	20	=	0	=
Independent Claims	3	=	0	=
Multiple Dependent		=	0	=

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)**0**

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
128	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	40
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**40**

SUBMITTED BY

Name (Print Type)	John D. Henkhaus	Registration No. (Attorney/Agent)	42,656	Telephone	(650) 812-3400
Signature	<i>John D. Henkhaus</i>	Date	4/4/01		

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CONFIRMING ASSIGNMENT OF PATENT RIGHTS

WHEREAS, CAN DO, INC., a California corporation having a principal place of business at 479 East Evelyn Avenue, Sunnyvale, California 94086, hereinafter referred to as "ASSIGNOR," and SOUND ID, INC., a California corporation having a principal place of business at 3430 West Bayshore Road, Palo Alto, California 94303, hereinafter referred to as "ASSIGNEE," have entered into an agreement under which certain patents and patent applications listed in ATTACHMENT A, including all rights in and to said patents and patent applications, in and to all international applications and all rights to apply for foreign patents based upon said patents and patent applications pursuant to the International Convention for the Protection of Industrial Property or otherwise; in and to any and all applications filed and any and all patents granted on said invention in the United States or any foreign country, including each and every application filed and each and every patent granted on any application which is a divisional, substitution, continuation, or continuation-in-part of any of said applications; and in and to each and every reissue or extensions of any of said patents, hereinafter "PATENT RIGHTS", have been assigned from ASSIGNOR to ASSIGNEE; and

WHEREAS, ASSIGNOR and ASSIGNEE desire to confirm said earlier assignment of said PATENT RIGHTS.

For good and valuable consideration, receipt of which is hereby acknowledged by ASSIGNOR, ASSIGNOR has assigned, and by these presents does assign again to ASSIGNEE all right, title and interest in and to the PATENT RIGHTS including rights to recover for past infringement, and in and to any Letters Patent which may hereafter be granted on the same. The right, title and interest is to be held and enjoyed by ASSIGNEE and ASSIGNEE's successors and assigns as fully and exclusively as it would have been held and enjoyed by ASSIGNOR had this assignment not been made, for the full term of any Letters Patent which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

IN TESTIMONY WHEREOF, this Assignment is executed this 29 day of October, 2001.

CAN DO, INC.

By: 

Name: Zaydon Jawad

Title: Acting CFO

ACCEPTED:

SOUND ID, INC.

Dated: October 29

By: 

Name: Chas Pavlovic, Ph.D.

Title: Executive Vice President,
Research and Development

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ATTACHMENT A

U.S. PATENT APPLICATIONS

<u>Appln. No.</u>	<u>Filing Date</u>	<u>Confirmation Number</u>
60/168,290	01 December 1999	--
60/172,982	20 December 1999	--
09/728,623	01 December 2000	5462
09/742,710	20 December 2000	9102